

APPENDIX K
SPECIAL CONSIDERATIONS

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The following brief discussions are designed to provide additional information to USACE personnel with regard to HTW disposal sites, site security, preparation for site operations, contract considerations, and real estate.

HTW Disposal Sites

A separate staging area for HTW materials/contaminated soils and debris should be established within the storage/disposal site. This area should be lined with impermeable material and bermed to prevent contamination of surrounding area. HTW materials should be removed by HTW contractors and disposed in accordance with Federal, State and local regulations.

Site Control

Site control, or controlling access to the storage/disposal sites, has to be determined prior to starting work. It is recommended that if public landfills are available, non-Corps contractors and the general public be directed to these public facilities in lieu of Corps operated sites. This is desirable in order to limit liability, as EM 385-1-1 (Safety Manual) is not applicable to the general public.

If local (public) landfill sites are not available, then segregated dumping and operational areas need to be established to separate Corps contractors from all others (non-Corps contractors and general public). The number of these sites should be kept to a minimum, based on demand. PAO should be involved so that the public can be advised of locations, hours of operation, restrictions, etc.

Site Preparation and Operation

Site preparation and operation are usually left up to the contractor, however guidance "up front" can help avoid operational problems later. In particular, the following should occur:

1. Recommend that the contractor provide a site operations plan for review and approval by the Resident/Area Engineer prior to beginning work. The plan should address the following:

- a. Access to site
- b. Site management to include POC organizational chart, etc.
- c. Traffic control procedures
- d. Site security

- e. Site safety
- f. Baseline environmental testing and monitoring plan
- g. Site layout/segregation plan
- h. HTW Materials Plan
- i. Environmental Mitigation Plan
 - Smoke
 - Dust
 - Noise
 - Traffic
 - Buffer Zones
 - Storm water run-off

2. Write scopes of work for the site operations contract (a sample contract scope-of-work is in Appendix I of this Mission Guide).

Contract Considerations

A contract for storage/disposal site operation may be a separate contract or may be included as a part of an overall debris removal contract. There is a logistical advantage for including site operations in an overall removal contract. This eliminates possible problems that might occur between different contractors such as causing trucks to wait or back up at the dump site or vice versa having too many trucks overwhelming the disposal site capabilities.

Due to the specialized nature of HTW issues, a separate contract for HTW removal is recommended.

Real Estate

The following real estate actions are required in support of the debris storage/disposal site mission and are based upon the premise that USACE has been tasked by FEMA to provide storage/disposal sites.

- Resolutions
- Maps
- Lease Agreements
- Rights of Entry Permit

a. Resolutions:

Obtain resolutions from local entities (city, county) requesting assistance and indemnifying the Government against any claim.

b. Maps:

Contact local authorities (city engineering, county engineering, planning commission) to obtain detailed maps showing property ownership of land to be cleaned up.

c. Lease Agreements:

Length of the lease term, automatic renewal of the lease, and closure or landscape restoration details should all be considered.

d. Rights of Entry Permits:

Written permission must be obtained from the property owner/owners agent before entering onto private property.